

MHLA150005182026 	<u>ORDER BELOW EXH.1.</u>
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This application is filed for direction u/sec. 175 of B.N.S.S. for the offence u/sec. 318(3), 318(4), 336 (3) r.w. 3(5) of B.N.S.

2. It is the case of the complainant that, Harishchandra Kolpuke is father of complainant, accused no.1 and 2. In the year 2025 Harishchnadra Kolpuke was died. Deceased Harishchandra Kolpuke was having ancestral properties at village Nandgaon and Ganjurwadi. After death of Harishchandra Kolpuke the names of complainant, accused no.1 and 2 was entered on the revenue extract of said ancestral properties. On 11.03.2026 complainant went with accused no.1 and his son Hemant Kolpuke at Chakur. The signature of complainant was obtained at Chakur office. Thereafter they went to Pandharpur for religious purpose. After 2 days from 12.03.2026 accused no.1 and his son Hemant Kolpuke had left the complainant to her house at Nandura bk.

3. On 25.03.2026 complainant and his son Kapil Badgire came to know that, accused in collusion with each other with intention to cheat the complainant had obtained the signature on the release deed bearing registration no.1074/2026, 1076/2026 and 1077/2026. On 13.04.2026 complainant lodged the report to Supdt. of Police Latur, Tahsildar Chakur, S.D.O. Ahmdpur for the

said cheating. But, no cognizance is taken by any authority. Hence, this complaint is filed for direction to lodge the F.I.R. against accused no.1 to 4.

4. Perused the application and the documents filed on record. Prima facie it appears that, release deed is executed on 11.03.2026 and the complaint to the police station Chakur is made on 13.04.2026. There is gap of one month to lodge the report for the alleged cheating by the accused. The relevant documents are filed by the complainant on the record. The allegation of cheating is specifically pleaded by the complainant in her application. On perusal of the application it appears that, it is the civil dispute between applicant and accused. There is no reason to send the application for investigation from the police. So far as allegation of cheating is concerned, complainant can proceed with the application treating as a private complaint. There is no reason to direct the concerned police to investigate the matter u/sec. 175 of B.N.S.S. Hence, the prayer for direction u/sec. 175 of B.N.S.S. deserves to be rejected. Hence, matter be put for verification u/sec. 223 of B.N.S.S.

(V. S. Waghmode)

Date : 01.08.2026.

Judicial Magistrate F.C.
Chakur.